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Attorneys for Plaintiff
 Electronic Frontier Foundation

**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

ELECTRONIC FRONTIER FOUNDATION,

Plaintiff,

v.

DEPARTMENT OF DEFENSE, *et al.*,

Defendants.

) Case No. 3:09-cv-05640-SI
)
)
) **STIPULATION OF DISMISSAL AND**
) **STIPULATION TO VACATE CASE**
) **MANAGEMENT CONFERENCE;**
) **[PROPOSED] ORDER THEREON**
)
) Judge: Hon. Susan Illston
)
)
)
)

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Electronic Frontier Foundation and Defendants Department of Justice and Department of Homeland Security stipulate that all remaining claims in the above-captioned case are dismissed with prejudice in their entirety. Each party will bear its own costs and fees.

The parties also stipulate to vacating the Case Management Conference currently scheduled for March 22, 2013.

DATED: March 15, 2013

Respectfully submitted,

/s/ Jennifer Lynch

TONY WEST
Assistant Attorney General

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/s/ Kimberly Herb

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LOCAL RULE 5-1(i)(3) CERTIFICATION

I attest that I have obtained Kimberly Herb's concurrence in the filing of this document.

/s/ Jennifer Lynch
Jennifer Lynch

* * *

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 3/15/13



Honorable Susan Illston
United States District Judge